

THE HONORABLE JOHN C. COUGHENOUR

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

MICROSOFT CORPORATION, in its capacity  
as fiduciary of the Microsoft Corporation  
Welfare Plan,

Plaintiff,

v.

MOHAR CHATTERJEE, individually, and  
SEAN B. MALCOLM, PLLC,

Defendants.

CASE NO. C20-1800-JCC

MINUTE ORDER

The following Minute Order is made by direction of the Court, the Honorable John C. Coughenour, United States District Judge:

This matter comes before the Court on Plaintiff Microsoft Corporation’s motion for clerk’s entry of default as to Defendants Mohar Chatterjee and Sean B. Malcolm, PLLC (Dkt. No. 9). Federal Rule of Civil Procedure 55(a) authorizes the Clerk to enter a party’s default if the party has “failed to plead or otherwise defend.” Here, Defendants filed an answer to Plaintiff’s complaint prior to the Clerk entering Defendant’s default. (*See* Dkt No. 10.) Accordingly, the Court DENIES Plaintiff’s motion.

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1 DATED this 3rd day of March 2021.

2 William M. McCool  
3 Clerk of Court

4 s/Paula McNabb  
5 Deputy Clerk